



1074713

61. Respondents, only with respect to response actions at OU3 (including the mine and surrounding areas affected by migration of amphibole asbestos, the Kootenai River and areas in which tree bark is contaminated with such asbestos) waive any objections to any data gathered, generated, or evaluated by EPA, the State or Respondents in the performance or oversight of the Work that has been verified according to the quality assurance/quality control (“QA/QC”) procedures required by the Settlement Agreement or any EPA-approved Workplans or Sampling and Analysis Plans. If Respondents object to any other data relating to the RI/FS, Respondents shall submit to EPA a report that specifically identifies and explains its objections, describes the acceptable uses of the data, if any, and identifies any limitations to the use of the data. The report must be submitted to EPA within 15 days of the monthly progress report containing the data.